

CE 601.53 SPELE  
Pinecastle T., R. and Air-To-Ground Gunnery Range, Fla.  
U. S. vs. W. F. Benua, et al.

SOURCE: *NARA*  
*College Park*  
RG: *71*  
SERIES: *26-8414*  
BOX: *Naval Property*  
*Case Files*  
FOLDER:

The Honorable,  
The Attorney General,  
Washington, D. C.

Dear Mr. Attorney General:

Reference is made to the proceeding entitled United States vs. 13,760 acres of land in Orange County, Florida, W. F. Benua, et al., instituted to acquire land for use in connection with Pinecastle Turrett, Rifle and Air-To-Ground Gunnery Range, Florida.

It is now determined that a military need no longer exists for the acquisition of all those portions of the land included in the above named condemnation proceeding which lie outside of the perimeter description contained in the inclosed Revised Exhibit "A" and defined on the inclosed map entitled Revised Exhibit "B".

It is, therefore, requested that you cause the necessary action to be taken to exclude from the proceeding all those parcels of the land lying outside of the perimeter description contained in the inclosed Revised Exhibit "A", to strike that part of the petition relating to said parcels of land and to vacate that part of the possession order which refers to said parcels of land.

The lands described in the inclosed copy of lease, more particularly identified below, have been acquired by this Department through direct negotiations. It is, therefore, requested also that you cause the above entitled proceeding to be dismissed insofar as it pertains to the lands described in the inclosed copy of lease.

Note that a check in the amount of \$800.00, representing the estimated just compensation for the taking of the entire area involved in this proceeding for the period from July 1, 1943 to June 30, 1944, was forwarded to your Department on June 29, 1943 for deposit into the registry of the Court for the use and benefit of the parties entitled thereto. It is requested that your field representative be instructed to communicate with Lt. Col. E. J. Ellingson, Division Real Estate Officer, South Atlantic Division, Corps of Engineers, U.S.A., 50 Whitcomb Street, Atlanta (2), Georgia, in order that any disbursements made from the above mentioned sum of \$800.00 will not be duplicated by payments under the inclosed lease.

Three additional copies of Revised Exhibits "A" and "B" are also inclosed.

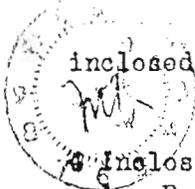
Sincerely yours,

- 1 - Revised Exhibit "A" (quad.)
- 2 - Revised Exhibit "B" (quad.)
- 3 - Copy. Lease #W-09-026-eng-954
- 4 - Copy. Release fm. Magnolia Ranch, Inc.

Secretary of War.  
Miller-78963

SECRETARY OF WAR

APR 26 1944



dcb

RRM  
OFFICE OF THE ATTORNEY GENERAL  
INDEX

*[Handwritten signature]*

JJ